

Filed for intro on 02/02/95
House Bill _____
By _____

Senate No. SB0557
By Harper

AN ACT to amend Tennessee Code Annotated, Title 50, Chapters 5 and 6, relative to child labor laws.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 50-6-102, is amended by adding the following new subsection and renumbering the subsections accordingly:

() "Federal Law" means the child labor provisions of the Federal Fair Labor Standards Act.

SECTION 2. Tennessee Code Annotated, Section 50-5-104, is amended by deleting that section in its entirety and by substituting the following new section:

(a) A minor who is either fourteen (14) or fifteen (15) years of age may be employed in connection with any gainful occupation which is permitted by federal law and which:

- (1) Does not interfere with the minor's schooling, health or well-being;
- (2) Is not prohibited by subsection (b); or
- (3) Is not prohibited by Section 50-5-106;

(b) A minor who is either fourteen (14) or fifteen (15) years of age may not be employed:

- (1) During school hours;
- (2) Between the hours of seven o'clock p.m. (7:00 p.m.) and seven o'clock a.m. (7:00 a.m.), between Labor Day and May 31;
- (3) Between the hours of nine o'clock p.m. (9:00 p.m.) and six o'clock a.m. (6:00 a.m.) between June 1 and Labor Day;
- (4) More than three (3) hours a day on school days;
- (5) More than eighteen (18) hours a week during a school week;
- (6) More than eight (8) hours a day on nonschool days; or
- (7) More than forty (40) hours a week during nonschool weeks.

SECTION 3. Tennessee Code Annotated, Section 50-5-107, is amended by adding the following new paragraph:

The exemptions provided in section do not apply to the prohibited occupation identified in Section 50-6-106 or to any minor fifteen (15) years of age or younger.

SECTION 4. Tennessee Code Annotated, Section 50-5-108, is amended by deleting subsection (a) in its entirety and substituting instead the following:

(a) The commissioner may consider and grant special exemptions, in accordance with federal law, submitted in writing by the minor and the minor's parents or guardian from any provisions of this chapter if it is found that to do so would be in the best interest of the minor involved, and present no danger to the life, health or safety, or schooling of the minor.

SECTION 5. Tennessee Code Annotated, Section 50-5-115, is hereby deleted in its entirety.

SECTION 6. This act shall take effect on becoming a law, the public welfare requiring it.